

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

<b>JAMES SZARAWARA,</b>	:	<b>CIVIL CASE</b>
<b>Plaintiff,</b>	:	
	:	
<b>v.</b>	:	
	:	
<b>COUNTY OF MONTGOMERY,</b>	:	
<b>Defendant.</b>	:	<b>NO. 12-5714</b>

**ORDER**

**AND NOW**, this 27<sup>th</sup> day of June, 2013, for the reasons state in the foregoing Memorandum, it is hereby **ORDERED** that defendant's Motion to Dismiss (ECF 7) is **GRANTED** in part and **DENIED** in part. Plaintiff may file a Second Amended Complaint within twenty-one (21) days.

**BY THE COURT:**

/s/ **Michael M. Baylson**

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**MICHAEL M. BAYLSON, U.S.D.J.**